

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

NATALIE REESER,

Plaintiff,

v

Case No. 2:14-cv-11916-GCS-MJH

Hon. George Caram Steeh

Magistrate Judge Mona K. Majzoub

**HENRY FORD HEALTH SYSTEM
d/b/a HENRY FORD HOSPITAL,**

Defendant.

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PROPOSED VERDICT FORM

We, the jury, answer the questions submitted as follows:

Section 1 – Whistleblower Protection Act

1. Did Plaintiff engage in protected activity under the Michigan Whistleblowers' Protection Act by reporting a violation of the Fair Labor Standards Act to a public body?

Yes _____ No _____

2. Did Plaintiff engage in protected activity under the Michigan Whistleblowers' Protection Act by being about to report a violation of the Fair Labor Standards Act to a public body?

Yes _____ No _____

If your answer is “no” to Question 1 and 2, go on to Section 3. If your answer is “yes” to either Question 1 or Question 2, go on to Question No. 3.

3. Did Defendants discharge Plaintiff?

Yes _____ No _____

If your answer is “no,” go on to Section 3. If your answer is “yes,” go on to Question No. 3.

4. Was plaintiff’s protected activity one of the motives or reasons for her discharge?

Yes _____ No _____

If your answer is “no,” go on to Section 3. If your answer is “yes,” go on to Section 2.

Section 2 – Whistleblower Protection Act Damages.

Only answer the following questions if you answered “yes” to question 4 in Section 1.

5. What is the total amount of plaintiff’s damages to the present date for lost wages, and fringe benefits?

Answer: \$_____._____

6. What is the total amount of plaintiff’s damages to the present date for noneconomic damages such as pain and suffering, extreme mental and emotional distress, humiliation, outrage, harm to reputation?

Answer: \$_____._____

7. If you find that the plaintiff will sustain damages in the future for lost wages and fringe benefits or earnings or lost earning capacity or lost employment opportunity, give the total amount for each year in which the plaintiff will sustain damages.

Answer:

\$_____.____ 2016

\$_____.____ 2017

\$_____.____ 2018

\$_____.____ 2019

\$_____.____ 2020

\$_____.____ 2021

\$_____.____ 2022

\$_____.____ 2023

\$_____.____ 2024

\$_____.____ 2025

\$_____.____ 2026

\$_____.____ 2027

\$_____.____ 2028

\$_____.____ 2029

\$_____.____ 2030

\$_____.____ 2031

\$_____.____ 2032

\$_____.____ 2033

\$_____.____ 2034

\$_____.____ 2035

\$_____.____ 2036
 \$_____.____ 2037
 \$_____.____ 2038
 \$_____.____ 2039
 \$_____.____ 2040
 \$_____.____ 2041
 \$_____.____ 2042
 \$_____.____ 2043
 \$_____.____ 2044
 \$_____.____ 2045 (retirement age)
 Total: \$_____.____

8. If you find that the plaintiff will sustain noneconomic damages in the future such as pain and suffering, extreme mental and emotional distress, humiliation, outrage, harm to reputation, give the total amount for each year in which the plaintiff will sustain damages.

Answer:

\$_____.____ 2016
 \$_____.____ 2017
 \$_____.____ 2018
 \$_____.____ 2019
 \$_____.____ 2020
 \$_____.____ 2021
 \$_____.____ 2022
 \$_____.____ 2023

\$_____.	2024
\$_____.	2025
\$_____.	2026
\$_____.	2027
\$_____.	2028
\$_____.	2029
\$_____.	2030
\$_____.	2031
\$_____.	2032
\$_____.	2033
\$_____.	2034
\$_____.	2035
\$_____.	2036
\$_____.	2037
\$_____.	2038
\$_____.	2039
\$_____.	2040
\$_____.	2041
\$_____.	2042
\$_____.	2043
\$_____.	2044
\$_____.	2045 (retirement age)
Total: \$_____.	

9. How much in exemplary damages is plaintiff entitled to under the Whistleblower Protection Act only?

Answer: _____

TOTAL OF ALL DAMAGES IN SECTION 2: \$_____._____

Section 3 – Fair Labor Standards Act

10. Did Plaintiff engage in protected activity under the Fair Labor Standards Act by asserting her rights under Fair Labor Standards Act to wages for unpaid work she performed during her lunch?

Yes _____ No _____

If your answer is “no” to Question 10, do not answer any further questions. If your answer is “yes” to Question , go on to Question No. 11.

11. Did Defendants discharge Plaintiff?

Yes _____ No _____

If your answer is “no,” do not answer any further questions. If your answer is “yes,” go on to Question No. 12.

12. Was plaintiff’s protected activity the reason for her discharge?

Yes _____ No _____

If your answer is “no,” do not answer any further questions. If your answer is “yes,” go on to Section 4.

Section 4 – Fair Labor Standards Act Damages.

Only answer the following questions if you answered “yes” to question 3 in Section 3.

13. What is the total amount of plaintiff's damages to the present date for lost wages, and fringe benefits? **[NOTE: IF YOU HAVE AWARDED PAST-ECONOMIC DAMAGES IN QUESTION NO. 5, DO NOT ANSWER THIS QUESTION]**

Answer: \$_____.____

14. What is the total amount of plaintiff's damages to the present date for noneconomic damages such as pain and suffering, extreme mental and emotional distress, humiliation, outrage, harm to reputation? **[NOTE: IF YOU HAVE AWARDED PAST-NON-ECONOMIC DAMAGES IN QUESTION NO. 6, DO NOT ANSWER THIS QUESTION]**

Answer: \$_____.____

15. If you find that the plaintiff will sustain damages in the future for lost wages and fringe benefits or earnings or lost earning capacity or lost employment opportunity, give the total amount for each year in which the plaintiff will sustain damages. **[NOTE: IF YOU HAVE AWARDED PAST-ECONOMIC DAMAGES IN QUESTION NO. 7, DO NOT ANSWER THIS QUESTION]**

Answer:

\$_____.____ 2016

\$_____.____ 2017

\$_____.____ 2018

\$_____.____ 2019

\$_____.____ 2020

\$_____.____ 2021

\$_____.____ 2022

\$_____.____ 2023

\$_____.____ 2024

\$_____.	2025
\$_____.	2026
\$_____.	2027
\$_____.	2028
\$_____.	2029
\$_____.	2030
\$_____.	2031
\$_____.	2032
\$_____.	2033
\$_____.	2034
\$_____.	2035
\$_____.	2036
\$_____.	2037
\$_____.	2038
\$_____.	2039
\$_____.	2040
\$_____.	2041
\$_____.	2042
\$_____.	2043
\$_____.	2044
\$_____.	2045 (retirement age)
Total: \$_____.	

16. If you find that the plaintiff will sustain noneconomic damages in the future such as pain and suffering, extreme mental and emotional distress, humiliation, outrage, harm to reputation, give the total amount for each year in which the plaintiff will sustain damages. **[NOTE: IF YOU HAVE AWARDED PAST-NON-ECONOMIC DAMAGES IN QUESTION NO. 8, DO NOT ANSWER THIS QUESTION]**

Answer:

\$_____.____ 2016

\$_____.____ 2017

\$_____.____ 2018

\$_____.____ 2019

\$_____.____ 2020

\$_____.____ 2021

\$_____.____ 2022

\$_____.____ 2023

\$_____.____ 2024

\$_____.____ 2025

\$_____.____ 2026

\$_____.____ 2027

\$_____.____ 2028

\$_____.____ 2029

\$_____.____ 2030

\$_____.____ 2031

\$_____.____ 2032

\$_____.____ 2033

\$_____.____ 2034
\$_____.____ 2035
\$_____.____ 2036
\$_____.____ 2037
\$_____.____ 2038
\$_____.____ 2039
\$_____.____ 2040
\$_____.____ 2041
\$_____.____ 2042
\$_____.____ 2043
\$_____.____ 2044
\$_____.____ 2045 (retirement age)

Total: \$_____.____

17. How much in punitive damages is plaintiff entitled to under the Fair Labor Standards Act only?

Answer: _____

TOTAL OF ALL DAMAGES IN SECTION 4: \$_____.____

18. Was defendant's violation of the Fair Labor Standards Act willful?

Yes _____ No _____

Signed,

Foreperson

Date